

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEON BENZER, et al.,

Defendants.

Case No.: 2:13-cr-00018-JCM-GWF

ORDER

Motion to Quash Subpoena - #437

This matter is before the Court on non-party Las Vegas Review-Journal's Motion to Quash Subpoena (#437), filed on December 12, 2014. On December 11, 2014, this Court denied, without prejudice, Defendant Benzer's *ex parte* motion for issuance of a subpoena duces tecum to obtain the Review-Journal's or its reporter's PACER account. *See Order (#436)*. The order states that Defendant Benzer is not precluded from filing a motion for issuance of the subpoena, provided it is served on the parties in this action and on the Review Journal. Because no subpoena has yet been issued, the Review-Journal's motion to quash is premature. Accordingly,

IT IS HEREBY ORDERED that the Las Vegas Review-Journal's Motion to Quash Subpoena (#437) is **denied**, without prejudice to its right to oppose a motion seeking the issuance of a subpoena for its or its reporter's PACER account.

DATED this 16th day of December, 2014.



GEORGE FOLEY, JR.
United States Magistrate Judge